

Sixth Appellate District

San Jose, California

TUESDAY, JANUARY 20, 1998

The Court met at the Palo Alto City Council Chambers, 250 Hamilton Street, Palo Alto, California. Present: Cottle, P.J.; Bamattre-Manoukian, J., Cottle, P.J.; and Lori Hazelip, Deputy Clerk.

H016403 IN RE JAIME R., A MINOR

Cause called and argued by Sandy Feinland appearing for appellant and by Linda M. Murphy, Deputy Attorney General, appearing for respondent. Cause ordered submitted.

H016902 IN RE NIDIA D., A MINOR

Cause called and argued by Michael Kresser appearing for appellant and by Matthew P. Boyle, Deputy Attorney General, appearing for respondent. Cause ordered submitted.

H015980 PEOPLE v. STEFFENS

Cause called and argued by Richard L. Rubin appearing for appellant and by Allan Yannow, Deputy Attorney General, appearing for respondent. Cause ordered submitted.

H016566 PEOPLE v. GONZALES

Cause called and argued by Michael Kresser appearing for appellant and by Allan Yannow, Deputy Attorney General, appearing for respondent. Cause ordered submitted.

H015996 COUNTY OF SANTA CLARA v. CITY OF SANTA CLARA, et al.

Cause called and argued by Ruthann G. Zeigler appearing for appellants and by Michael Scarano appearing for respondent. Cause ordered submitted.

Court recesses until the 1:30 p.m. calendar

The Court reconvened at 1:30 p.m at the Palo Alto City Council Chambers, 250 Hamilton Street, Palo Alto, California. Present: Cottle, P.J.; Bamattre-Manoukian, J., Mihara, J.; and David T. Clark, Deputy Clerk.

H015590 PEOPLE v. VASQUEZ

H016925 IN RE VASQUEZ ON HABEAS CORPUS

Cause called and argued by Maribeth Halloran appearing for appellant and by Greg E. Zywicke, Deputy Attorney General, appearing for respondent. Cause ordered submitted.

H015093 PEOPLE v. GIPSON

Cause called and argued by Daniel Gunther appearing for appellant and by Laurence Sullivan, Deputy Attorney General, appearing for respondent. Cause ordered submitted.

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Tuesday, January 20, 1998 (continued)

H016052 PEOPLE v. GOMEZ

Cause called and argued by Richard Doctoroff appearing for appellant and by Gregg Lowder, Deputy Attorney General, appearing for respondent. Cause ordered submitted.

H016459 MAPSTEAD v. ANCHUNDO, et al.; RANCHO SAN CARLOS
PARTNERSHIP

Cause called and argued by Leroy Blankenship appearing for appellants Anchundo and by James Parrinello appearing for appellant Rancho San Carlos Partnership and by Alexander Henson appearing for respondent Keifer and by Noel Mapstead respondent appearing in pro per. Cause ordered submitted.

H016692 RUBINO v. AMR WEST MEDEVAC

Cause called and argued by Joseph Rubino, appellant appearing in pro per and by John Carr appearing for respondent. Cause ordered submitted. Court is adjourned.

WEDNESDAY, JANUARY 21, 1998

H016004 PEOPLE v. TALLEY

By the Court*:

Respondent's petition for rehearing is denied.

Dated January 21, 1998 Elia, Acting P.J.

*Before Elia, Acting P.J., Wunderlich, J., and Mihara, J.

THURSDAY, JANUARY 22, 1998

H016692 RUBINO v. AMR WEST MEDEVAC

The judgment of dismissal is affirmed. (not published)
(Cottle, P.J.; We concur: Bamattre-Manoukian, J., Mihara, J.)
Filed January 22, 1998

H015612 PEOPLE v. ZARCO

The judgment is affirmed. (not published)
(Mihara, J.; We concur: Cottle, P.J., Bamattre-Manoukian, J.)
Filed January 22, 1998

H016758 PEOPLE v. PRICE

The judgment is affirmed. (not published)
(Wunderlich, J.; We concur: Premo, Acting P.J., Elia, J.)
Filed January 22, 1998

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Thursday, January 22, 1998 (continued)

H016173 PEOPLE v. KELVIN FARLEY

The judgment is reversed and the matter remanded. The court is directed to reinstate the custody credit previously deleted from the abstract of judgment. The court is further directed to determine the date or dates of custody attributable to unrelated misdemeanors and, based on this determination, calculate the proper amount of credit to which defendant is entitled.

Finally, the court is directed to correct the one-day error identified by the People and which appears to have been based on the court's failure to realize that 1996 was a leap year and contained an extra day of custody. It should then enter judgment accordingly. (not published)

(Wunderlich, J.; We concur: Premo, Acting P.J., Elia, J.)

Filed January 22, 1998

FRIDAY, JANUARY 23, 1998

H016018 MARRIAGE OF PAUL

The June 11, 1996, order allowing wife to proceed with discovery is a non-appealable order. Hence the appeal is dismissed. (not published)

(Wunderlich, J.; We concur: Premo, Acting P.J., Elia, J.)

Filed January 23, 1998

H016626 MARRIAGE OF DAY

The order denying John's motion to vacate the Oregon judgment of dissolution and for change of custody is affirmed. Costs shall be awarded to Michelle. (not published)

(Wunderlich, J.; We concur: Premo, Acting P.J., Elia, J.)

Filed January 23, 1998